Simon v. Adzilla, Inc [New Media] et al
Doc. 161 Att. 10

EXHIBIT XVI

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(ENDORSED)
FILED
JUN 02 2006
KIRI TORRE
Chief Executive Officer/Clerk
Superior Court of CA County of Santa Clara
BY M. HIJDUK DEPUTY

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SANTA CLARA

FACEBOOK, INC. Plaintiffs v. CONNECTU, LLC; CAMERON WINKLEVOSS; TYLER WINKLEVOSS; HOWARD WINKLEVOSS; DIVYA NARENDRA; and DOES 1 to 25, inclusive, Defendants.	Case No. 1 – 05 – CV047381 Order re: Demurrer of Defendant CONNECTU, LLC to Complaint Motion of Defendants CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS and DIVYA NARENDRA to Quash Service of Summons and Complaint for Lack of Personal Jurisdiction

On June 1, 2006, at 9:00 a.m. in Department 2, the demurrer of Defendant CONNECTU, LLC to the Complaint of Plaintiff FACEBOOK, INC. and the Motion of Defendants CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS and DIVYA NARENDRA to Quash Service of Summons and Complaint for Lack of Personal Jurisdiction came on for hearing before the Honorable William J. Elfving. The matter having been submitted, the Court orders as follows:

DEMURRER

1. Defendant CONNECTU, LLC's special demurrer to the First Cause of Action for Violation of California Penal Code Section 502 on grounds of uncertainty is overruled.

2. Defendant CONNECTU, LLC's general demurrer to the First Cause of Action on grounds of failure to state facts sufficient to constitute a cause of action is overruled.

3. Defendant CONNECTU, LLC's special demurrer to the Second Cause of Action for Common Law Misappropriation/Unfair Competition is overruled.

4. Defendant CONNECTU, LLC's general demurrer to the Second Cause of Action for Common Law Misappropriation/Unfair Competition on grounds of failure to state facts sufficient to constitute a cause of action is overruled.

MOTION TO STRIKE

The Motion of Defendants CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, and DIVYA NARENDRA to Quash Service of Complaint and Summons for Lack of Personal Jurisdiction is granted.

Date: 6/1/06

WILLIAM J. ELFVING
Judge of the Superior Court

IN THE SUPERIOR COURT OF CALIFORNIA IN AND FOR THE COUNTY OF SANTA CLARA	(ENDORSED) FILED JUN 02 2006 KIRI TORRE Chief Executive Officer/Clerk Superior Court of CA County of Santa Clara BY M. HIJDUK DEPUTY
Plaintiff(s): FACEBOOK, INC.	
Defendant(s): CONNECTU, LLC; CAMERON WINKLEVOSS; TYLER WINKLEVOSS; HOWARD WINKLEVOSS; DIVYA NARENDRA	
PROOF OF SERVICE BY MAIL OF ORDER RE: DEMURRER OF DEFENDANT CONNECTU, LLC TO COMPLAINT and MOTION OF DEFENDANTS CAMERON WINKLEVOSS, TYLER WINKLEVOSS, HOWARD WINKLEVOSS, HOWARD WINKLEVOSS AND DIVYA NARENDRA TO QUASH SERVICE OF SUMMONS AND COMPLAINT FOR LACK OF PERSONAL JURISDICTION	**Case Number:** 1-05-CV047381

CLERK'S CERTIFICATE OF SERVICE: I certify that I am not a party to this case and that a true copy of this document was mailed first class, postage fully prepaid, in a sealed envelope addressed as shown below the document was mailed at SAN JOSE, CALIFORNIA on : June 2, 2006.

Kiri Torre, Chief Executive Officer/Clerk

BY ______________________, Deputy
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